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Attorneys for Defendant/Counterclaim Plaintiff  
MotionPoint Corporation

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

TRANSPERFECT GLOBAL, INC.,  
TRANSPERFECT TRANSLATIONS  
INTERNATIONAL, INC., AND  
TRANSLATIONS.COM, INC.,

Plaintiffs/Counterclaim  
Defendants,

v.

MOTIONPOINT CORPORATION,

Defendant/Counterclaim  
Plaintiffs.

Case No. CV 10-02590 CW

ELECTRONIC CASE FILING

**JOINT STIPULATION AND ORDER  
GRANTING LEAVE TO AMEND  
AND MODIFYING THE CASE  
SCHEDULE AND DISCOVERY  
LIMITS**

Judge: Hon. Claudia Wilken

1 Plaintiffs and Counterclaim Defendants TransPerfect Global, Inc., TransPerfect  
2 Translations International, Inc., and Translations.com, Inc. (collectively “TransPerfect”) and  
3 Defendant and Counterclaim Plaintiff MotionPoint Corporation (“MotionPoint”) hereby jointly  
4 stipulate and move the Court to grant leave for certain amendments, set certain filing and hearing  
5 dates, and modify certain discovery limits.

6 On September 22, 2011 TransPerfect filed a motion for leave to amend its invalidity  
7 contentions. On September 23, 2011 TransPerfect filed a Complaint in the Northern District of  
8 California asserting infringement of U.S. Patent No. 6,857,022 (the Scanlan patent) by  
9 MotionPoint. The parties have met and conferred and request that the Court enter the following  
10 Order:

11 TransPerfect shall file and serve by October 13, 2011 a Second Amended Complaint for  
12 the sole purpose of incorporating into this action the claims from its September 23, 2011  
13 Complaint.

14 TransPerfect shall serve the amended invalidity contentions proposed in its September 22,  
15 2011 motion.

16 The parties shall serve amended infringement contentions by December 15, 2011.

17 The parties will each have 150 hours for depositions, not including the depositions of  
18 expert witnesses.

19 The parties also request that the Court enter the following schedule:

20 Event or Filing	Joint Proposed Dates
21 TransPerfect to File Second Amended Complaint	October 13, 2011
22 Infringement Contentions for Scanlan Patent (PLR 3-1 and 3-2) and 23 Amended Infringement Contentions for MotionPoint and Lakritz patents.	December 15, 2011
24 Invalidity Contentions for Scanlan Patent (PLR 3-3 and 3-4)	February 2, 2012
25 Exchange of Proposed Terms for Construction (PLR 4-1)	February 16, 2012
26 Exchange of Preliminary Claim Constructions and Extrinsic Evidence (PLR 4-2)	March 9, 2012
27 Advice of Counsel (PLR 3-7)	March 22, 2012
28 Joint Claim Construction and Prehearing Statement (PLR 4-3)	April 5, 2012

1) Fact Discovery Deadline	April 26, 2012
2) Parties to Designate Experts	
Opening Expert Reports	May 24, 2012
Rebuttal Expert Reports	June 21, 2012
Expert Discovery Deadline	July 5, 2012
Opening Briefs on dispositive motions for all claims and counterclaims and on claim construction due	July 26, 2012
Response Briefs due	August 9, 2012
Reply Briefs due	August 23, 2012
1) All case-dispositive motions to be heard at 2:00 P.M.	September 6, 2012
2) Case Management Conference	
Final Pretrial Conference at 2:00 P.M.	November 20, 2012
10 day Jury Trial will begin at 8:30 A.M.	December 3, 2012

Dated: October 7, 2011

McDERMOTT WILL & EMERY LLP

/s/ Alexander Ott

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JOEL M. FREED

ALEXANDER OTT (*pro hac vice*)

*Attorneys for Defendant/Counterclaim Plaintiff  
MotionPoint Corporation*

Dated: October 7, 2011

KASOWITZ, BENSON, TORRES & FRIEDMAN LLP

/s/ Douglas E. Lumish

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TransPerfect Global, Inc.; TransPerfect Translations  
International, Inc.; and Translations.com, Inc.*

1           **IT IS SO ORDERED.**   THE FINAL PRETRIAL CONFERENCE WILL BE HELD  
2 WEDNESDAY, NOVEMBER 21, 2012 AT 2:00 P.M.

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Hon. Claudia Wilken  
United States District Judge

1 I hereby attest pursuant to General Order 45.X.B. that concurrence in the electronic  
2 filing of this document has been obtained from the other signatories.

3  
4 Dated: October 7, 2011

/s/ Alexander Ott \_\_\_\_\_  
[Name of Filer]